

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator
L. Carol Edmonds, Assistant County Administrator

DATE: September 13, 2010

SUBJECT: AGENDA REPORT

I. CALL TO ORDER

II. INTO CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711 (7) Consultation with Legal Counsel and Briefings from Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation with Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel
1. Joinder Study with the Blacksburg, Christiansburg, VPI Water Authority
 2. Norfolk Southern Intermodal Facility
- (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body
1. Potential Park Property
- (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
1. Alcohol Safety Action Program
 2. AFD Advisory Committee
 3. Board of Equalization

III. OUT OF CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

IV. CERTIFICATION OF CLOSED MEETING

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

V. INVOCATION

VI. PLEDGE OF ALLEGIANCE

VII. DELEGATIONS

**A. SUBJECT: VIRGINIA DEPARTMENT OF
TRANSPORTATION**

Virginia Department of Transportation

David Clarke, VDOT Residency Administrator, will update the Board of Supervisors on road issues/concerns in Montgomery County.

B. SUBJECT: VIRGINIA COOPERATIVE EXTENSION

Virginia Cooperative Extension – Quarterly Report for Montgomery County

Michelle Dickerson, Extension Agent, will provide an update on the Extension programs in Montgomery County.

VIII. PUBLIC ADDRESS

IX. ADDENDUM

X. CONSENT AGENDA

XI. NEW BUSINESS

**A. SUBJECT: SCHOOL OPERATING FUND AND
NUTRITION FUND – CARRYOVER
SURPLUS YEAR -END BALANCES**

**A-FY-11-
SCHOOL OPERATING FUND
AND SCHOOL NUTRITION FUND
CARRYOVER SURPLUS YEAR-END BALANCES**

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund is granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

09 Transfer to School Operating Fund	\$1,627,105
11 Transfer to School Nutrition Fund	<u>\$ 69,047</u>
Total	\$1,696,152

The source of funds for the foregoing appropriation is as follows:

451203	Undesignated Fund Balance	\$1,696,152
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BE IT FURTHER RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Operating and Nutrition Funds were granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

School Operating

561000	Instruction	\$1,066,869
562000	Admin., Attend., & Health	33,568
563000	Transportation	42,414
564000	Operations and Maintenance	482,962
565000	Non-Instruction	<u>\$ 1,292</u>
	Total	\$1,627,105

School Nutrition

565000	School Nutrition	<u>\$ 69,047</u>
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Grand Total \$1,696,152

The source of funds for the foregoing appropriation is as follows:

Revenue Account

451100	Transfer from General Fund	\$1,696,152
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Said resolution re-appropriates unencumbered expenditure balances of School Funds remaining at year-end.

ISSUE/PURPOSE: Re-appropriate unencumbered expenditure balances for the schools.

JUSTIFICATION: The schools have requested carryover of their unexpended balances. A portion of the request has already been approved by the Board of Supervisors.

Total requested	\$3,669,809
Previously Appropriated:	
Encumbrances – Open Purchase Orders	(\$ 973,657)
Allocation for BHS/BMS Housing Move	<u>(\$1,000,000)</u>
Balance of request	\$1,696,152

This resolution appropriates the remaining balance of \$1,696,152 for the following:

• Medicaid Reimbursements	\$98,378
• School Nutrition	\$69,047
• Employee Supplemental Payments	\$783,500
• Technology Improvement Plans	\$500,000
• FY 10-11 Projects & Vehicles	
○ 3 Vehicles	\$66,000
○ Maintenance projects - primarily roof repair	\$179,227

On August 23, 2010 the Board of Supervisors approved the School Board's request to carryover

outstanding purchase orders. The School Board requested \$1,040,505 which included a purchase order of \$66,848 that will be paid from bond proceeds, rather than operating funds. Bond proceeds balances were re-appropriated on July 12, 2010. This reduced the amount required for carryover for purchase orders as follows:

Previously appropriated	
Encumbrances – Open P.O.s (operating)	\$ 973,657
Encumbrances – Open P.O.s (bond funds)	<u>\$ 66,848</u>
Total requested	\$1,040,505

TAB D includes a copy of the School's letter of request and information on criteria for employee supplemental payments.

**B. SUBJECT: FIRST AMENDMENT TO THE
MEMORANDUM OF UNDERSTANDING FOR
A SHARED REGIONAL SOLUTION TO
REPLACING 911 CUSTOMER PREMISE
EQUIPMENT**

**R-FY-11
FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING
BETWEEN THE COUNTY OF MONTGOMERY, VIRGINIA
AND THE TOWNS OF BLACKSBURG, VIRGINIA AND CHRISTIANSBURG,
VIRGINIA FOR A SHARED REGIONAL SOLUTION TO REPLACING 911
CUSTOMER PREMISE EQUIPMENT**

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board hereby approves the first amendment to the Memorandum of Understanding between Montgomery County and the Towns of Blacksburg and Christiansburg for a shared regional solution to replacing 911 customer premise equipment as shown in TAB E.

ISSUE/PURPOSE: First Amendment to the Memorandum of Understanding for a shared regional solution to replacing the 911 Customer Premise Equipment.

JUSTIFICATION: An amendment is necessary to address the handling of recurring costs of 911 trunks and ALI links that will not be covered by VITA.

**C. SUBJECT: PETITION TO GOVERNOR TO DECLARE
MONTGOMERY COUNTY A DROUGHT
AREA**

**R-FY-11
RESOLUTION PETITIONING THE GOVERNOR TO
DECLARE MONTGOMERY COUNTY, VIRGINIA
A DROUGHT AREA**

WHEREAS, Widespread areas of Montgomery County have experienced drought conditions in late summer and early autumn of this year and have caused agricultural losses in Montgomery County; and

WHEREAS, Precipitation has been well below normal and very spotty in coverage, while above normal temperatures in June, July and part of August have magnified these dry conditions; and

WHEREAS, Many other businesses that service and supply agriculture producers will be affected economically; and

WHEREAS, The extended hot and dry weather has significantly affected livestock producers' late summer hay crop and pastureland and some producers have had to over-graze their pastures, thus reducing the ability of the forage crop to return or survive winter conditions; and

WHEREAS, Other producers have had to begin feeding hay several months before usual, thus reducing reserves for winter months; and

WHEREAS, Some producers have sold their livestock early at much lighter weights than would have normally been realized; and

WHEREAS, These conditions are also creating stress for timber stands and Christmas tree and/or nursery tree growth which predisposes trees to secondary disease pathogens, insect damage and other environmental disorders; and

WHEREAS, These conditions have and continue to cause severe financial loss to Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby petitions the Honorable Bob McDonnell, Governor of the Commonwealth of Virginia, to declare Montgomery County a drought area in order to provide the means for those affected to qualify for some relief assistance.

ISSUE/PURPOSE: Request the Governor to declare Montgomery
County a drought area.

JUSTIFICATION:

If the Governor declares Montgomery County a drought area, he can then request assistance from the United States Department of Agriculture (USDA). Area farmers will be eligible for low-interest loans and other federal assistance programs. The BoS adopted a similar resolution in 2005.

TAB **F** includes a letter from Extension Agent Barry Robinson, explaining how the drought conditions have affected our area farmers.

XII. WORK SESSION

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Urban Development Area – Renaissance Planning Group

XIII. OUT OF WORK SESSION

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

XIV. COUNTY ATTORNEY'S REPORT

XV. COUNTY ADMINISTRATOR'S REPORT

XVI. BOARD MEMBERS' REPORT

1. Supervisor Muffo
2. Supervisor Creed
3. Supervisor Brown
4. Supervisor Marrs
5. Supervisor Biggs
6. Supervisor Politis
7. Supervisor Perkins

XVII. OTHER BUSINESS

XVIII. ADJOURNMENT

FUTURE MEETINGS

Adjourned Meeting
Monday, September 27, 2010
6:00 p.m. – Closed Meeting Items
7:15 p.m. Regular Agenda

Regular Meeting
Tuesday, October 12, 2010
6:00 p.m. – Closed Meeting Items
7:15 p.m. Regular Agenda

Adjourned Meeting
Monday, October 25, 2010
6:00 p.m. – Closed Meeting Items
7:15 p.m. Regular Agenda